

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DANIEL BISHUN,

Plaintiff,

Case No. 15-CV-9962 (NSR)

-against-

B&B AMBULETTE CORP., K&M AMBULETTE CORP., INC. AND KENNETH J. MILO, in his individual capacity,

Defendants.

X

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Daniel Bishun ("Plaintiff") and Defendants K&M Ambulette Corp., Inc. and/or any other entities affiliated with or controlled by K&M Ambulette Corp., Inc., and Kenneth J. Milo, individually (referred to hereinafter as "Defendants"), through their undersigned attorneys who state that they have been authorized to enter into this Stipulation, that the Parties have agreed to amicably resolve any and all claims by Plaintiff against Defendants in this action, including claims under the Fair Labor Standards Act, 29 U.S.C. § 201 *et seq.*, and New York Labor Law, and have authorized their undersigned counsel to stipulate, consent and agree to dismiss the instant action with prejudice to Plaintiff. Except as provided for herein, no attorneys' fees or costs will be awarded to any party by the Court. The terms of the Parties' Negotiated Settlement Agreement have been reviewed and approved by the Court.

Dated: May 3, 2016

By: /s/ Nathaniel K. Charny  
Nathaniel K. Charny  
Charny & Associates  
9 West Market Street  
Rhinebeck, NY 12572  
*Attorneys for Plaintiff*

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: <u>5/10/2016</u>

Dated: May 3, 2016

By: /s/ Michael A. Jakowsky

Michael A. Jakowsky

Jackson Lewis, P.C.

44 South Broadway, 14<sup>th</sup> Floor

White Plains, New York 10601

*Attorneys for Defendants*

The Court hereby approves the settlement and dismissal of the instant action with prejudice.

SO ORDERED this 10 day of May, 2016



Hon. Nelson Stephen Roman  
United States District Judge